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September 25, 2003

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#### **BY HAND DELIVERY**

Lawrence H Norton, Esq. General Counsel Federal Election Commission 999 E Street, NW Washington, DC 20463 FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2003 SEP 25 P 4: 06

Re: MUR 5381 (Box Elder County Credit Union, Deseret First Credit
Union, Goldenwest Credit Union, Horizon Credit Union, Mountain
America Credit Union, Tooele Federal Credit Union, USU Community
Credit Union, and Utah League of Credit Unions)

Dear Mr. Norton:

This office represents Box Elder County Credit Union, Deseret First Credit Union, Goldenwest Credit Union, Horizon Credit Union, Mountain America Credit Union, Tooele Federal Credit Union, USU Community Credit Union (collectively, "Credit Unions"), and the Utah League of Credit Unions ("League"), all of whom have received a complaint ("Complaint") designated Matter Under Review ("MUR") 5381 by the Federal Election Commission (the "FEC" or "Commission"). Pursuant to 2 U.S C. § 437g(a)(1) and 11 C.F.R. § 111.6, we hereby file a response to the Complaint and request, for the reasons stated below, that the Commission find no reason to believe that the Credit Unions or the League violated the Federal Election Campaign Act of 1971, as amended ("Act").

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#### **BACKGROUND**

#### A. Respondents

At the time of the alleged activities, all of the respondent Credit Unions, except two, were state-chartered credit unions, exempt from taxation under section 501(c)(14) of the Internal Revenue Code, and located in the state of Utah. Affidavit of Scott G. Earl ¶ 2, attached here to at Tab A [hereinafter Earl Aff.]. Tooele Federal Credit Union and Box Elder Credit Union were, and are, federally-chartered credit unions, exempt from taxation under section 501(c)(1) of the Internal Revenue Code, and also located in the state of Utah. Id. Subsequently, three of the other Credit Unions, Goldenwest Credit Union, Mountain America Credit Union, and USU Community Credit Union, have converted to federally-chartered status. Id.

The League is a trade association of member Utah credit unions, including the respondent Credit Unions, exempt from taxation under section 501(c)(6) of the Internal Revenue Code, and located in Salt Lake City, Utah. <u>Id.</u> ¶ 1. All of the Credit Unions are members of the League. <u>Id.</u> ¶ 2.

#### B. Facts

On June 14, June 18, June 20, and June 21, 2002, the Credit Unions sent postcards to their individual credit union members, advocating the election of Rob Bishop to the U.S. House of Representatives for the First Congressional District in

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Utah. Id ¶ 4. The Credit Unions did not send a postcard to each of their members in the First Congressional District. Id. Instead, they reduced the number of recipients to approximately 27,500 by targeting only those credit union members who also appeared on the county clerks' lists as Republican primary voters. Id. Representative copies of the four postcards are attached at Tab 1 to the Earl Affidavit. On July 15, 2002, the Credit Unions reported their production, printing, mailing, and handling costs associated with these postcards to the Commission on FEC Forms 7. Id. ¶ 6. Copies of the invoices from the vendors for these postcards are attached at Tab 2 to the Earl Affidavit. Copies of the FEC reports are available on the Commission's website.

On June 20, 2003, Deseret First Credit Union ("Deseret") sent recorded telephone messages to some of its individual credit union members in the First Congressional District, and on June 21, 2003, Tooele Federal Credit Union ("Tooele") sent recorded telephone messages to some of its individual credit union members. On July 24, Deseret, Tooele, and Mountain America Credit Union ("Mountain America") each sent recorded phone messages to some of their individual credit union members in the First Congressional District. Id. ¶¶ 7-8. A copy of the telephone message script is attached at Tab 4 to the Earl Affidavit Copies of the invoices from the recorded phone message vendor, Weblink Services

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Inc. are attached at Tab 5 to the Earl Affidavit. Deseret, Tooele, and Mountain America reported their costs directly attributable to these recorded phone messages to the FEC on July 15, 2002. <u>Id.</u> ¶ 9. Copies of these reports are available on the Commission's website.

Finally, several of the Credit Unions, as well as other credit unions across the state of Utah and outside the First Congressional District, sent to their respective individual members a copy of the Summer 2002 issue of the *Credit Union Advocate*. Id. ¶ 10. The *Credit Union Advocate* is a quarterly publication of the Utah credit unions, and the Summer 2002 edition contained articles on each of the following topics: (1) Utah nonfederal candidates; (2) the safety afforded by credit unions; (3) rising bank fees; and (4) low credit union fees. In addition, this issue included an article advocating the election of Rob Bishop to Congress. A copy of the Summer 2002 edition of the *Credit Union Advocate* is attached at Tab 6 of the Earl Affidavit. The credit unions paid all of the printing, mailing, and handling costs directly attributable to this issue of the *Credit Union Advocate*, with the costs apportioned to each of the state's credit unions based upon the number of its members receiving the Summer 2002 issue. Id. ¶ 12. Copies of the Credit Unions' invoices for their costs associated with the *Credit Union Advocate* are attached at Tab 7 to the Earl Affidavit.

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#### C. The Complaint

The Complaint, filed by Seldon O. Young, makes several unsubstantiated claims against the Credit Unions and the League. First, the Complaint alleges that the Credit Unions' underreported their costs associated with postcard flyers and recorded phone messages sent to and made to individual members of the Credit Unions, urging support for Rob Bishop, a 2002 Republican primary candidate for Utah's First Congressional District. Although the Complaint notes that the Credit Unions timely filed Forms 7 with the FEC, reporting expenses related to the flyers and phone messages, the Complaint infers underreporting based upon its own estimate of 400,000 credit union members in the First Congressional District and its guess that flyers and phone messages were sent to or made to each individual member.

Second, the Complaint alleges that the Credit Unions and the League failed to report the communication costs associated with a newsletter, the summer 2002 issue of *Credit Union Advocate*, that had in roughly one-quarter of its content an article and other text urging support for Rob Bishop. In the same argument, the Complaint also alleges that affiliation may not be established between the League and the Credit Unions; therefore, the Complaint concludes that the League was not

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allowed to communicate with individual members of the Credit Unions through the newsletter.

Third, the Complaint alleges that the Credit Unions failed to report certain "telephone polling of credit union members" where "roughly half of the questions were aimed at issues of banks versus credit unions." Complaint at 5

Finally, the Complaint alleges that the Credit Unions failed to report certain alleged canvassing operations supposedly undertaken by employees of the Credit Unions during normal work hours.

#### D. The Law<sup>1</sup>

Under the Act and the FEC's regulations, corporations and trade associations may communicate on any subject, "including communications containing express advocacy," with their restricted class. 11 C.F.R. § 114.3(a) (2002). Among other things, corporations may communicate using publications and phone banks, <a href="mailto:id=8">id=8</a> 114.3, and payments for such partisan communications are not "expenditures" under the Act, <a href="mailto:id=8">id=8</a> 100.8(b)(4).

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The Complaint is directed at activities allegedly undertaken prior to the 2002 election. Therefore, the applicable law is that which existed prior to November 6, 2002, the effective date of the Bipartisan Campaign Reform Act of 2002.

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A corporation's restricted class is its stockholders, executive or administrative personnel, and their families. <u>Id.</u> § 114.1(j). For incorporated trade associations and incorporated membership associations, the restricted class consists of its members, executive or administrative personnel, and their families. <u>Id.</u> In Advisory Opinion 1998-19, the Commission recognized that the members of a credit union are the individuals who maintain share accounts in the credit union.

A corporation must report on FEC Form 7 costs that are "directly attributable" to partisan communications made to its restricted class and expressly advocating the election or defeat of a clearly identified candidate and that exceed \$2,000 per election. 11 C.F.R. §§ 114.3(b), 100.8(b)(4) & 104.6. However, a corporation need not report costs associated with "any communication primarily devoted to subjects other than the express advocacy of the election or defeat of a clearly identified candidate." <u>Id.</u> § 100.8(b)(4). "Election," for this requirement, is defined as different two classes: (1) all primaries for federal office, wherever and whenever held, and (2) all general elections for federal office, wherever and whenever held. <u>Id.</u> § 100.8(b)(4)(v). "Candidate" under the Act means "an individual who seeks nomination for election, or election, to federal office." <u>Id.</u> § 100.3(a).

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#### **DISCUSSION**

As the facts related below make clear, the Complaint was based upon incorrect information and inaccurate assumptions about the number of individual credit union member-recipients of the postcard flyers and telephone messages. The number of member-recipients was substantially fewer than alleged, and all of the expenses directly attributable to the communications were reported timely by the Credit Unions to the FEC on Forms 7. Furthermore, the costs associated with the Credit Union Advocate were not required to be reported to the FEC because the newsletter was "primarily devoted to subjects other than the express advocacy of the election or defeat of a clearly identified candidate." Similarly, the cost of the poll was not required to be reported because, as can be gleaned from its text, it did not expressly advocate the election or defeat of a candidate. Finally, no employee of a credit union, other than a few salaried executives at one of the Credit Unions who volunteered for the campaign during lunchbreaks, canvassed the neighborhoods of the First Congressional District during the normal business hours of the credit unions. Therefore, no Credit Union was required to report any partisan communication activity other than the flyers and the telephone messages, which they did.

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#### A. Postcard Flyers

The Credit Unions fully reported the expenses directly attributable to sending postcards to their respective members advocating the election of Rob Bishop. Earl Aff. ¶ 6. As was stated above, the Credit Unions did not send a postcard to each of their individual members in the First Congressional District. Id. ¶ 4. Instead, the Credit Unions culled the number of member-recipients by merging credit union member lists with public records of primary voters. Id. In the end, the Credit Unions only sent postcards to a total of approximately 27,500 individual credit union members, id., not 400,000 as alleged in the Complaint.

Each credit union paid the cost of producing, printing, mailing, and handling the postcards sent to its respective members. <u>Id.</u> ¶ 5. The Credit Unions then reported all of these expenses to the FEC on July 15, 2002. <u>Id.</u> ¶ 6.

By virtue of the activities that actually transpired, it is clear that the Credit Unions did not underreport the expenses associated with their member postcards. Contrary to the allegations in the Complaint, which hypothesized the number of recipients to be 400,000, the Credit Unions sent postcards to only approximately 27,500 credit union members in the First Congressional District. The Credit Unions' costs for these postcards were much lower than estimated in the Complaint (which was based upon faulty premises) and were fully reported to the FEC.

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Accordingly, the FEC cannot find reason to believe that the Credit Unions underreported the expenses directly attributable to the postcards.

#### B. Telephone Messages

In a similar vein, the Complaint alleges that the Credit Unions sent recorded telephone messages to their members and underreported the expenses connected with such activity. Again, the speculative premises contained in the Complaint are faulty, and the three credit unions undertaking such telephone messages fully reported their costs directly attributable to such communications. There were no additional telephone message expenses beyond what the three credit unions reported on their FEC Forms 7. Id. ¶ 9.

Of the seven Credit Unions, three—Tooele, Mountain America, and Deseret—used recorded telephone messages to communicate with credit union members and urge the election of a federal candidate. <u>Id.</u> Combined, these three credit unions communicated with approximately 38,000 individual members. As can be discerned from the invoices from the vendor, Weblink Services Inc., attached at Tab 5 to the Earl Affidavit, Tooele paid \$2,035.47 for the recorded phone messages, Mountain America paid \$631 98, and Deseret paid \$1,562.80. <u>Id.</u> ¶ 8 These totals are much less than the amount estimated in the Complaint because the Complaint again made the faulty assumption that 400,000 individual credit union

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members received telephone messages. <u>See</u> Complaint at 5. The amounts paid to Weblink Services, Inc. by the three credit unions were fully reported on each of the credit unions' respective FEC Form 7. Therefore, the three credit unions did not underreport any expenses directly attributable to their telephone messages.

#### C. Newsletter

The Credit Unions and the League did not violate federal election law by virtue of the fact that neither the Credit Unions nor the League reported any expenses directly attributable to the newsletter described in the Complaint FEC regulations do not require reporting of the newsletter. The edition of the newsletter discussed in the Complaint was the Summer 2002 issue of the *Credit Union Advocate*, a quarterly publication of the Credit Unions that is sent to individual credit union members around the state of Utah Id. ¶¶ 10, 11.

The Credit Unions and the League were not required to report the cost of the Credit Union Advocate because the Summer 2002 issue was "primarily devoted to subjects other than the express advocacy of the election or defeat of a clearly identified candidate." 11 C.F.R. § 100.8(b)(4). There is no caselaw nor any Advisory Opinion further defining the phrase "primarily devoted to" The newsletter, however, did not trigger expenditure reporting under any plain-English interpretation of the Commission's regulations because the word "primarily" means

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"for the most part" and "chiefly." Merriam-Webster's Collegiate Dictionary 923 (10<sup>th</sup> ed. 2000).

First, express advocacy of the election or defeat of a federal candidate appears only on one of the four pages of the newsletter, with a listing of the contents also appearing on the last page. The remainder of this four-page issue of the newsletter, which was distributed to 300,000 individual credit union members statewide (and not just in the First Congressional District), concerned Utah nonfederal candidates, the safety afforded by credit unions, rising bank fees, and low credit union fees.

Second, only approximately 10 5/8 column inches of text (not including headlines, pictures or art) contained express advocacy of the election or defeat of a federal candidate. Approximately 24 1/2 column inches, on the other hand, related to the additional topics described above.

Third, only approximately 50 square inches of the printed materials (including headlines, pictures, and art but not including the address and return address) contained express advocacy of the election or defeat of a federal candidate. Approximately 191 square inches of the printed materials related to the non-express advocacy described above.

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Under none of these comparisons can the portion devoted to the express advocacy of the election or defeat of a federal candidate be said to equal more than 50% of the newsletter. Neither can it be said that more than 50% of the Summer 2002 issue even concerned a clearly identified federal candidate. The newsletter, then, cannot be said to be "chiefly" about the election or defeat of a federal candidate, nor did it concern express advocacy "for the most part." Accordingly, the *Credit Union Advocate* was not "primarily devoted to" the express advocacy of the election or defeat of a federal candidate, and, per section 100.8(b)(4) of the Commission's regulations, the expenses related to the newsletter were not reportable to the FEC.

Furthermore, the Complaint appears to allege that it was improper for the Credit Union Advocate to be sent to the individual member of the Credit Unions because of questions about the affiliation between the Credit Unions and the League. See Complaint at 6. This argument is without merit.

The *Credit Union Advocate*, although produced by the League, was and is sent to individual credit union members by certain of the League's member credit unions (including, but not limited to, several of the Credit Unions). Earl Aff ¶¶ 10, 11. Each credit union pays the cost of printing, mailing and handling of the *Credit Union Advocate* to the member-recipients who are its members. <u>Id.</u> ¶ 12. The

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League does not pay any of the costs of printing and mailing the *Credit Union Advocate*. Id ¶ 10, 11.

In Advisory Opinion 1991-24, the Commission stated that the Credit Union National Association's ("CUNA") communications with its member league and the league's subsequent communications to its credit union members based upon the recommendation of CUNA would not constitute "contributions" or "expenditures" under the Act. The only restriction noted was that CUNA could not subsidize the subsequent communications by its league.<sup>2</sup>

In this case, the League communicated with its member credit unions, and the credit unions communicated with their respective individual members. The credit unions paid for all of the printing and mailing costs associated with the *Credit Union Advocate*.<sup>3</sup> As a result, the League did not subsidize the communications by the credit unions. Again, no reporting of expenses by the League or the Credit

In Advisory Opinion 1991-24, because of a standing problem, the Commission did not address parallel communications by a league to its credit union members and the subsequent communications by a member credit union with its individual members. However, nothing in Advisory Opinion 1991-24 indicates that a similar analysis would not apply to such credit union communications. See also FEC Advisory Opinion 1998-19 (applying the factors found at 11 C F R § 100 5(b) and finding (1) the credit union structure to be a federation of trade associations, (2) the credit union members of the state leagues to be "branch[es], division[s] or local unit[s]" of CUNA, and (3) allowing the credit unions to act as collecting agents for the Credit Union Legislative Action Committee ("CULAC"))

Box Elder County Credit Union, Horizon Credit Union, and USU Community Credit Union did not send out copies of the Summer 2002 issue of the Credit Union Advocate Earl Aff ¶ 10

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Unions was required because the Summer 2002 issue of the *Credit Union Advocate* was not "primarily devoted to" the express advocacy of the election or defeat of a federal candidate.<sup>4</sup> Partisan communications to individual members do not require any type of disclaimer. 11 C.F.R. ¶ 110.11(a)(7)

#### D. Poll

Like the newsletter, neither the Credit Unions nor the League was required to report expenses associated with a League-commissioned poll of likely Republican primary voters in early June, 2002. Section 114.3(b) of the Commission's regulations requires corporations to report only "[d]isbursements for communications expressly advocating the election or defeat of one or more clearly identified candidate(s)." See also 11 C.F.R. § 100.8(b)(4). Federal caselaw makes clear that regulable "express advocacy" must contain words expressly advocating the election or defeat of a clearly identified candidate, such as "vote for," "elect," "support," "Smith for Congress," or the like. See, e.g., Buckley v. Valeo, 424 U.S. 1, 44 n.52 (1976). The Commission's regulations define "expressly advocating" as any communication that

(a) Uses phrases such as "vote for the President," "reelect your Congressman," "support the Democratic

Neither the Summer 2002 issue of the *Credit Union Advocate*, nor any of the other activity discussed in this Response, was coordinated with any federal candidate Earl Aff ¶ 14

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nominee," "cast you ballot for the Republican challenger for U.S. Senate in Georgia," "Smith for Congress," "Bill McKay in '94," "vote Pro-Life," or "vote Pro-Choice" accompanied by a listing of clearly identified candidates described as Pro-Life or Pro-Choice, "vote against Old Hickory," "defeat" accompanied by a picture of one or more candidate(s), "reject the incumbent," or communications of campaign slogan(s) or individual word(s), which in context can have no other reasonable meaning than to urge the election or defeat of one or more clearly identified candidate(s), such as posters, bumper stickers, advertisements, etc. which say "Nixon's the One," "Carter '76," "Reagan/Bush" or "Mondale!".

11 C.F.R. § 100.22(a).<sup>5</sup>

As one can tell from the poll questionnaire, attached at Tab 8 to the Earl Affidavit, the June, 2002, League poll did not expressly advocate the election or defeat of a federal candidate. The poll simply queried likely Republican primary voters' views about certain issues, evaluated name identification, and performed some biographical work. The poll was conducted in order to determine whether the Credit Unions would undertake any communications to their individual members as allowed by federal law. Earl Aff. ¶ 16. Finally, the poll was not shared with any candidate for federal office. Id. ¶ 17. Since the poll did not contain express

Subsection (b) of section 100 22 has been declared unconstitutional as applied in two federal judicial circuits See Me Right to Life Comm v FEC, 98 F 3d 1 (1st Cir 1996), Va Soc'y for Human Life, Inc v FEC, 263 F 3d 379, 392 (4th Cir 2001)

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advocacy, the Credit Unions and League did not improperly fail to report the poll expenses to the FEC.

#### E. Neighborhood Canvassing

The Complaint alleges that "Respondents had employees use work time to walk door-to-door in First Congressional District neighborhoods expressly advocating votes for Rob Bishop." Complaint at 5. No such activity occurred. Representatives of the Credit Unions have identified only three executives, all of them from Goldenwest Credit Union ("Goldenwest"), who canvassed neighborhoods, but only as volunteers for the Bishop campaign during their lunch hours, see Affidavit of Shelley B. Clarke ¶¶ 2-3, attached hereto at Tab B [hereinafter Clarke Aff.]. No Credit Union or League employee, including these three executives, canvassed First Congressional District neighborhoods or solicited votes door-to-door during regular work hours. See Clarke Aff. ¶ 2, 3; Earl Aff. ¶ 18; Affidavit of Trena E. Anderson, attached hereto at Tab C; Affidavit of Dennis Child, attached hereto at Tab D; Affidavit of Steven Christensen, attached hereto at Tab E; Affidavit of Randy S. Gailey, attached hereto at Tab F; Affidavit of Fred Nydegger, attached hereto at Tab G; Affidavit of Diona Perry, attached hereto at Tab H. The affidavits stand uncontradicted by the allegations and lack of evidence presented in the Complaint.

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In the case of the three Goldenwest executives, their volunteer activity occurred during lunch hour, did not take place at the credit union's facilities, and did not interfere with their ability to perform their normal daily work. Clarke Aff. ¶ 2. No executive or employee of Goldenwest, the League, or any of the other Credit Unions were compensated to canvass voters, during regular work hours or otherwise. See Clarke Aff. ¶¶ 4; Earl Aff. ¶ 18; Affidavit of Trena E. Anderson ¶ 4; Affidavit of Dennis Child ¶ 4; Affidavit of Steven Christensen ¶ 4; Affidavit of Randy S. Gailey ¶ 4; Affidavit of Fred Nydegger ¶ 4; Affidavit of Diona Perry ¶ 4. Unreimbursed volunteer activity by individuals is not a "contribution" under the Act. 11 C.F.R. § 100.7(b)(3).

#### **CONCLUSION**

Based upon the affidavits and documentation submitted by the Credit Unions and the League, it is clear that no Credit Union or League employee canvassed the neighborhoods of the First Congressional district during business hours or for compensation by the Credit Unions or the League. Furthermore, the Credit Unions and League were not required to report the expenses connected with the June, 2002, poll since the poll did not contain express advocacy, and were not required to report expenses connected to the *Credit Union Advocate* since the Summer 2002 issue was primarily devoted to topics other than the election or defeat

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of a federal candidate. Finally, the Credit Unions fully and timely reported the expenses directly attributable to their telephone messages and postcard flyers. No Credit Union underreported its expenses or failed to report other expenses.

As a result of the facts discussed above, the Commission should find no reason to believe that the Credit Unions or the League violated the federal election law. The facts and law presented herein directly refute the charges alleged in the Complaint, charges which were based upon factual speculation and faulty legal premises. For these reasons, the Commission should find no reason to believe any violation has occurred.

Sincerely,

Jan Witold Baran D. Mark Renaud

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Counsel to Box Elder County Credit Union, Deseret First Credit Union, Goldenwest Credit Union, Horizon Credit Union, Mountain America Credit Union, Tooele Federal Credit Union, USU Community Credit Union, and Utah League of Credit Unions

# TAB A

#### Affidavit of Scott G. Earl

- 1. My name is Scott G. Earl, and I am President and Chief Executive Officer of the Utah League of Credit Unions ("League"). I have been President and CEO of the League for 12 years. The League, located in Salt Lake City, Utah, is exempt from taxation under section 501(c)(6) of the Internal Revenue Code.
- 2. Box Elder County Credit Union, Deseret First Credit Union, Goldenwest Credit Union, Horizon Credit Union, Mountain America Credit Union, Tooele Federal Credit Union, and USU Community Credit Union (collectively the "Credit Unions") are all member credit unions of the League. In 2002, all of the Credit Unions were state-chartered credit unions except for Tooele Federal Credit Union and Box Elder County Credit Union, which were (and continue to be) federally-chartered credit unions. Subsequently, Goldenwest Credit Union, USU Community Credit Union, and Mountain America Credit Union became federally-chartered credit unions. The federally-chartered credit unions are exempt from taxation under section 501(c)(1) of the Internal Revenue Code. The state-chartered credit unions are exempt from taxation under section 501(c)(14) of the Internal Revenue Code
- 3. I have personal knowledge about the credit union flyers, telephone messages, newsletter, and poll mentioned in the Complaint filed by Seldon O. Young in what has been designated Matter Under Review 5381 by the Federal Election Commission ("FEC" or "Commission").
- 4. The Credit Unions mailed a total of approximately 110,000 postcards to their respective individual credit union members in the First Congressional District of Utah, with individual mailings occurring on June 14, June 18, June 20, and June 21, 2002 The four mailings reached approximately 27,500 individual credit union members. Representative copies of the postcards are attached hereto at Tab 1. The Credit Unions did not send postcards to all of their members in the First Congressional District. Rather, the Credit Unions reduced the number of member-recipients by merging credit union member lists with public records of primary participants, records which are available from the county clerks.
- 5. Each credit union paid the production, printing, mailing, and handling costs attributable to the postcards sent to its members. Invoices from CU-Serve (for production and printing) and Salt Lake Mailing and Printing (for postage and handling) are attached hereto at Tab 2. (It should be noted that the Tooele Federal Credit Union pre-paid postage in excess of the actual postage charges incurred. The actual amount of postage used for Tooele Federal Credit Union flyers and ultimately paid by Tooele Federal Credit Union is reflected in the post office receipts attached hereto at Tab 3.)
- 6. Each credit union reported the expenses it paid for the production, printing, mailing, and handling of the flyers on FEC Forms 7 filed on July 15, 2002, with the FEC. These reports are available on the Commission's website.

7. Tooele Federal Credit Union, Mountain America Credit Union, and Deseret First Credit Union sent recorded telephone messages to individual members of their respective credit unions. The script of the phone messages is attached hereto at Tab 4.

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- 8. Tooele Federal Credit Union paid \$2,035.47 for member phone messages made on June 21 and June 24, 2002. Mountain America Credit Union paid \$631.98 for member phone messages also made on June 24, 2002. Deseret First Credit Union paid \$1,562 80 for member phone messages made on June 20 and June 24, 2002. The invoices from Weblink Services Inc. are attached hereto at Tab 5.
- 9. Each of these three credit unions reported their expenses associated with the telephone messages on FEC Forms 7 filed on July 15, 2002, with the FEC. These reports are available on the Commission's website. No other credit union sent recorded phone messages to their members.
- In June, 2002, the League's member credit unions from across the state mailed the Summer 2002 issue of *Credit Union Advocate* to 300,000 politically active credit union members across the state of Utah. Box Elder County Credit Union, Horizon Credit Union, and USU Community Credit Union did not send out copies of this issue of the *Credit Union Advocate*. A copy of the Summer 2002 issue of the *Credit Union Advocate* is attached hereto at Tab 6.
- 11. The *Credit Union Advocate* is a regular publication of the League and its member credit unions. The *Credit Union Advocate* is published approximately every quarter and has been published since the Fall of 2001.
- The cost of the printing, mailing, and handling of the *Credit Union Advocate* is paid by the respective member credit unions of the League. The cost is allocated among the member credit unions based upon the number of a credit union's members receiving the particular issue of the *Credit Union Advocate*. This payment arrangement was used for the Summer 2002 issue of the *Credit Union Advocate*. Copies of the invoices received by and paid by the Credit Unions (except for Box Elder County Credit Union, Horizon Credit Union, and USU Community Credit Union, which did not participate) for the Summer 2002 issue of the *Credit Union Advocate* are attached at Tab 7.
- The League did not pay the printing, mailing, or handling costs of the Summer 2002 issue of the *Credit Union Advocate*.
- 14. The Summer 2002 issue of the *Credit Union Advocate*, the Credit Union postcard flyers, and the Credit Union recorded telephone messages were not coordinated with any candidate for federal office.
- 15. In early June, 2002, the League commissioned a poll of likely Republican primary voters in the First Congressional District of Utah. A copy of the poll is attached hereto at Tab 8.
- 16. The League and Credit Unions used the results of the poll to determine whether or not the Credit Unions should send communications to their individual credit union members about the 2002 Republican primary election in the First Congressional District

- 17 The results of the poll were not shared with any candidate for federal office, nor was the poll coordinated with any federal candidate.
- 18. I am not aware of any Credit Union or League employee canvassing neighborhoods in the First Congressional District during normal business hours and urging individuals to vote for or against a particular candidate for federal office

Scott G karl

9-24-03

Date

Sworn and subscribed to Before me this 24 day of

September, 2003.

Notary Public

DEAN A. STUART
NOTARY PUBLIC - STATE OF UTAN
1805 South Redwood Road
Salt Lake City, UT 84104
My Comm. Exp. 6-19-2008

My Commission expires 6-19-0.5

## ATTACHMENT 1

# **Credit Unions Still Outpoll Banks, Thrifts When it Comes to Customer Service**

- American Banker Online

College credit unions may offer students a better deal on savings and loans

- Kiplinger's

It seems everyone likes the benefits of credit unions.

Credit Unions Get Competitive in Online Banking

- The Wall Street Journal Online

# CONSIDER A CREDIT UNION: THEY OFFER COMPELLING ADVANTAGES

- The Motley Fool

# Except the banks.

The banking industry's lobbyists in Washington are trying to persuade Congress to limit the benefits offered by credit unions.

We need our next congressman to tell the banks no.

Kevin Garn is the chairman of a bank board of directors and represented banking interests in the state legislature.

Rob Bishop is a credit union member like you. He fought at the legislature to protect the benefits of credit union members. In Congress Rob Bishop will stand up to the banks.

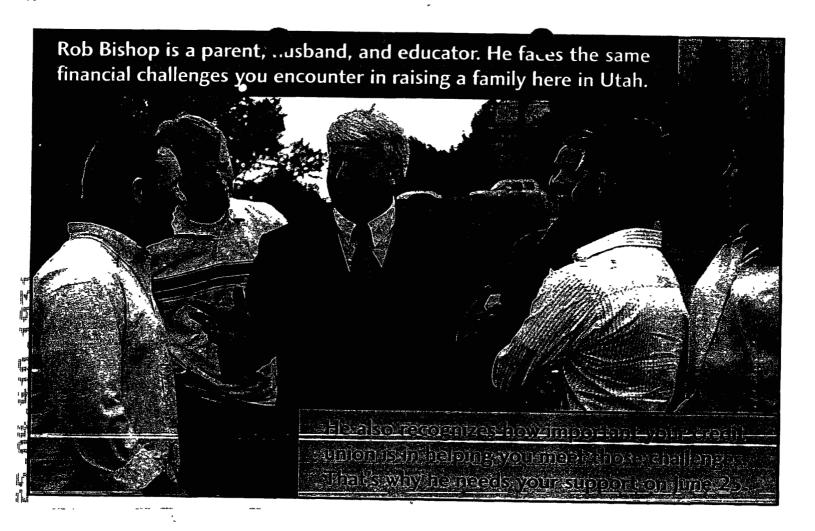
That's why we urge you to vote for Republican Rob Bishop on June 25.

Credit Unions
"the choice of utah families"

A vote for Rob Bishop is a vote for your credit union. Deceret First Credit Union 147 North 200 West Salt Lake City, UT 84103

PRST STD
US POSTAGE
PAID
PERMIT 571
SLC, UT

l field1 field2 field3 field4 field5 field6 City St ZIP+4



A vote for Rob Bishop is a vote for your credit union. Rob Bishop will fight against those who would take away the benefits your credit union offers. Locally and nationally, there are groups working to eliminate the advantages you receive from your credit union for personal gain.

Mountain America Credit Union PO BOX 45001 Salt Lake City, UT 84111 PRST STD US POSTAGE PAID Permit 571 SLC, UT

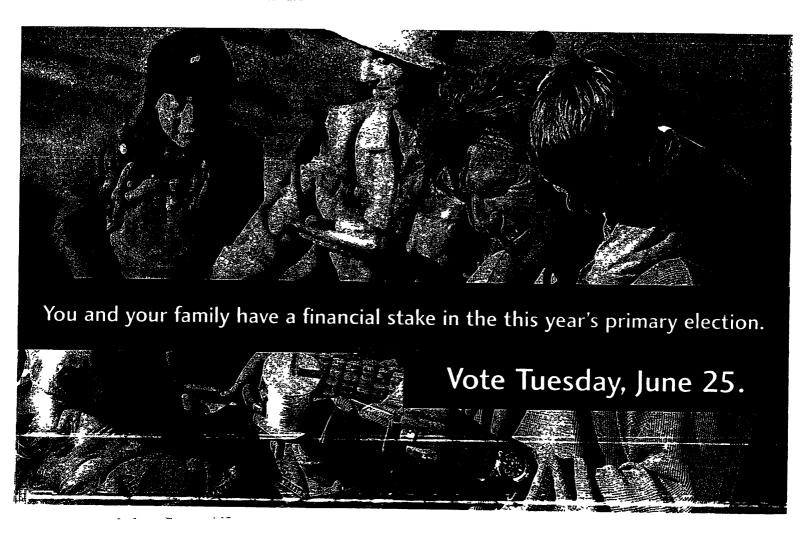
Rob Bishop will work to make sure your credit union stays here to provide you with better rates and lower fees.

Credit unions are an important part of your family's economic health, and they're important to Rob Bishop.

Because Rob Bishop supports
Utah's credit unions and the families
they work for, Utah's credit unions
urge you to vote for Republican
Rob Bishop on June 25.

Credit Unions "the choice of utah families"

Craig Anderson 345 E Clark St ' Grantsville UT 84029-9355



## **Vote Rob Bishop for Congress.**

Tooele Federal Credit Union 582 N Main St Tooele, UT 84074-0720

PRST STD **US POSTAGE** PAID

The economic benefits you enjoy as a member of our credit union can be protected with a vote for Republican Rob Bishop on June 25.

He's the one candidate for Congress with a proven record of support for Utah's credit unions.

This Tuesday, June 25, we urge you to vote for Republican Rob Bishop. Polls are open from 7 a.m. to 8 p.m.

A vote for Rob Bishop is a vote for your credit union.

"the choice of utah families"

ŧ	1
field1	
field2	
field3	
field4	
field5	
field6	•
City St ZIP+4	

PERMIT 571 SLC, UT



Unfortunately the Republican candidates for Congress from this district differ on how they feel about your credit union.

#### **Rob Bishop**

Credit union member?

Yes, he's one of you

Freedom of choice in financial institutions?

Yes, he believes you should be able to choose a credit union to manage your finances

Branching restrictions on credit unions?

No, he supports allowing your credit union to build branches to better serve you.

#### Kevin Garn

**No**, he's a bank board chairman

No, he's opposed to you choosing the credit union of your choice

Yes, he supports restricting your credit union's ability to build enough branches to conveniently serve you

Golden West Credit Union PO Box 1111 Ogden, UT 84402

PRST STD US POSTAGE PAID PERMIT 571 SLC, UT

You can make a difference!

Your vote in the Republican Primary on June 25 is a vote to protect you, your family, and your financial security.

Credit Unions
"the choice of utah families"

A vote for Rob Bishop is a vote for your credit union. 

## ATTACHMENT 2

Printing

### Postage Invoice

INVOICE & BB10017-POS

DATE 06/13/02

SHIP TO:

Lyn Dye

BILL TO:

Mountain America Credit Union 560 5 200 E Salt Lake City UT 84111 Phone: 801-325-6308 Fast: 801-325-6395

P.O. NUMBER

TERMS Due on receipt REP Bert

SHIP 06/13/02 VIA

F.O.B.

PROJECT

Get Out The Vote Postcard 4 -versions

YTITHAUD

**ITEM CODE** 

DESCRIPTION Get Dut the Veta Posteard x 4 Pro-Payment Estimated Postage PRICE EACH

AMOUNT

()

23,272

Standard Mail Sales Tax

**50,157** 5.60% S2.643.96 \$0.00

6-19-02 Dleas Par

Total

\$3,649.96

(801) 974-7605 • 1841 S. Pioneer Road • Salt Lake City, UT 84104 • Fax: (801) 974 - 3047 Accounts beyond scheduled terms will be subject to a tinence energe of 11% per month (18% annual rate) Customer agrees to pay all costs of collection and ressonable unomeys less should collection become necessary.

Salt Lake Mailing and Printing



## Invoice

DATE

**INVOICE#** 

6/28/2002

BB10017

**BILL TO** 

MOUNTAIN AMERICA CREDIT UNION PO BOX 45001 SALT LAKE CITY, UT 84145-0001

P.O. NUMBER	TERMS	REP	SHIP	VIA	F O.B	PROJECT
BB10017	Due on receipt	ВВ	6/13/2002		•	
QUANTITY	ITEM CODE		DESCRIPTION	ON	PRICE EACH	AMOUNT
		ROB BISHOP	POSTCARD			
23,272 23,272	CASS & PAVE INK	CASS & PAV INK JET ADI POST OFFICE	DRESS, SORT, WR	AP, DELIVER TO	0.0065 0.0195	151.27 453.80
23,272 23,272	M/S POSTAGE	MAILING SE POSTAGE US SALES TAX			0.01 0.15658 6.60%	232.72 3,643.96 0.00

Total

\$4,481.75

Payments/Credits

\$-3,643.96

**Balance Due** 

\$837.79

### **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

# **Invoice**

DATE	INVOICE #
6/30/2002	4030

BILL TO	
Mountain America Credit Union	
PO Box 45001	
660 South 200 East	
Salt Lake City UT 84111-3853	

P.O. NO. TERMS PROJECT

Printing

22 272 Pak Bushen Conda		AMOUNT
23,272 Rob Bishop Cards Utah Sales Tax	0 0529 6 60%	1,231 09 6 81.25
	Total	

QUANTITY



### Invoice

DATE

INVOICE #

7/2/2002

PRICE EACH

BB10033

**AMOUNT** 

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
					ı	
BB10033	Due on receipt	BB	6/13/2002			

DESCRIPTION

ROB BISHOP POSTCARD

ITEM CODE

12,644 CASS & PAVE

12 644 INK

12,644 M/S

12.644 POSTAGE

CASS & PAVE 0.0065 82.19
INK JET ADDRESS SORT WRAP DELIVER TO 0.0195 246.56
POST OFFICE.
MAILING SERVICE 0.61 126.44

MAILING SERVICE 0.01 120.44

POSTAGE USED 0.15646 1,978.32

SALES ΓΑΣ 0.60% 0.00

**Total** \$2,433.51

Payments/Credits \$0.00

Balance Due \$2,433.51

Customer agrees to pay all costs of collection and reasonable attorneys fees should collection become necessary.

## **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

# **Invoice**

DATE	INVOICE #
6/30/2002	4032

BILL TO	
Golden West Credit Union	<del></del>
P O Box 1111	
Ogden, Ut 84402	

P.O. NO.	TERMS	PROJECT
Printing	•	

QUANTITY	DESCRIPTION	RATE	AMOUNT
12,644	Rob Bishop Cards Utah Sales Tax		0 0529 668.87 6.60% 44.15
1			
		Total	\$713.0

## **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

# Invoice

DATE	1	INVOICE #
6/30/2002	1	4028

147 Nort	TO First Credit Union th 200 West the City UT 84103					
		-	P.O. NO.	TERMS	PF	ROJECT
ing the state of t		1	Printing			
UANTITY		DESCRIPTION	1	RATE	:	AMOUNT
12,428	Rob Bishop Cards Utah Sales Tax				0.0529 6.60%	657.44T 43.39
			S.	•	:	
		:	4	!	:	
				Total	<del></del>	\$700.83

#### Salt Lake Mailing and Printing

Salt Lake

Mailing Printing

Invoice

DATE

INVOICE #

6/28/2002

BB10023

**BILL TO** 

DESERET FIRST CREDIT UNION 147 N SECOND WEST PO BOX 45046 SALT LAKE CITY UT 84145

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
BB10023	Due on receipt	ВВ	6/21/2002			
QUANTITY	ITEM CODE		DESCRIPTION	ON	PRICE EACH	AMOUNT
		ROB BISHOP	POSTCARD			
12,428	CASS & PAVE	CASS & PAVE			0.0065	80.78
12,428		INK JET ADDRESS, SORT, WRAP, DELIVER TO POST OFFICE			0.0195	242.35
12,428	M/S	MAILING SERVICE			0.01	124.28
12,428	POSTAGE	POSTAGE USED			0.15726	1,954.44
•		SALES TAX			6 60%	0.00

Total

\$2,401.85

Payments/Credits

\$-1,954.44

**Balance Due** 

\$447.41



#### Postage Invoice

INVOICE # BB10023-POS

DATE 06/13/02

**BILL TO:** 

**Deseret First Credit Union** 147 North 200 West Sait Lake City UT 84103 Phone: 801-535-0586 Fax: 801-530-0979

SHIP TO:

Total

1,954.44

James MacPherson

P.O. NUMBER **TERMS** REP F O.B SHIP VIA **PROJECT** Due on receipt Bert 06/13/02 Get Cut The Vote Postcard 4 -versions QUANTITY ITEM CODE DESCRIPTION PRICE EACH **AMOUNT** Get Out the Vote Postcard x 4 **Pre-Payment Estimated Postage** Standard Mail 12,428 \$0:457 \$1,954.44 Sales Tax \$0.00 ASK Trene Involvement need theel to Johnes

# Salt Lake HRISTENSEN

Invoice

DATE

**INVOICE #** 

6/28/2002

BB10032

**BILL TO** 

TOOELE FEDERAL CREDIT UNION PO BOX 720 TOOELE, UT 84074-0720

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
4154	Due on receipt	BB	6/21/2002			
QUANTITY	ITEM CODE		DESCRIPTION	NC	PRICE EACH	AMOUNT
		ROB BISHOP	POSTCARD			
1 <b>0,906</b> 10,906	CASS & PAVE INK	CASS & PAVE INK JET ADDRESS, SORT, WRAP, DELIVER TO POST OFFICE.		0 <b>0065</b> 0.0195	<b>70.89</b> 212.67	
10,906 10,906	M/S POSTAGE	MAILING SEI POSTAGE US SALES TAX	<del></del>		0.01 0.15158 6.60%	109.06 1.653.18 0.00

Total

\$2,045.80

Payments/Credits

**\$**-1.653.18

**Balance Due** 

\$392.62





#### Tooele Federal Credit Union

562 N. Main P.O. Box 720 Tooele, UT 84074

#### **Purchase Order**

DATE	P.O. NO
6/17/2002	4154

		· · · · · · · · · · · · · · · · · · ·				
VENDOR			SHIP TO			
Salt Lake Mailing & Printing 1841 S Pioneer Road Salt Lake City, UT 84104			562 N	Federal Credit Union Main . UT 84074	n	
				ORDERED	BY "	DEPARTMENT
	TERMS	DUE DATE	_	Kon Hoy		Marketing
	Due on Receipt	6/17/2002				
VENDOR INVOICE			_	APPROVE	BY	DATE
BB10022-POS			,	il.	au.	6/17/02
DESCRIPTION	Q1	ΓΥ	RATE	BRANCH	ACCOUNT	AMOUNT
Postage costs for Advocate Newsletter Postage costs for Get Out the Vote Post	card		2,806.35 1.865 88		3	2.806 35 1,865.88

We have purchased 18.709 Advocate Newsletters from the Utah League of Credit Unions and authorize Salt Lake Mailing & Printing to mail these newsletters on our behalf.

Jeff Shaw CFO
Tooele Federal Credit Union

FAID 1:15318 Applied to Bislop 1-3:019 cs Applied to Bislop 1-1213

Total

\$4.672 23

#### **CU-Serve**

1805 S. Redwood Road Salt Lake City. UT 84104

#### Invoice

DATE		INVOICE #
6/30/2002	i	4024

BILL TO Tooele Feder P.O. Box 720 562 N. Main Tooele UT 8	al Credit Union ) St.					
		[	P.O. NO.	TERMS	Р	ROJECT
		į	Printing			
RNTITY		DESCRIPTION	· · · · · · · · · · · · · · · · · · ·	RATE	<del></del>	AMOUNT
				Total		\$576.9

. ...



#### Postage Invoice

INVOICE # BB10027-POS

DATE 08/13/02

BILL TO:

Horizon Credit Union PO Box 687

Farmington UT 84026 Phone: 801-451-5064 Fex: 801-451-5078

SHIP TO

Page Bennett

P.O. NUMBER

**TERMS** 

Due on receipt

REP Bert

SHIP 06/13/02 VIA

PACJECT

Get Out The Vote Postcard 4 -versions

QUANTITY

THE PETE

H

ITEM CODE

DESCRIPTION Get Out the Vote Postcard x 4

Pre-Payment Estimated Postage

PRICE EACH

AMOUNT

12,184

Standard Mali Sales Tax

\$0.156 6.60% \$1,901,08 50.00

Total

\$1,901.00

(801) 974-7600 • 1841 S. Pioneer Road • Salt Lake City, UT 84104 • Fax: (801) 974 - 3047 Accounts-beyond scheduled terms will be subject to a finance charge of 11% per month (18% annual rate). Customer agrees to pay all costs of collection and reasonable attorneys fees should collection become necessary,

#### Salt Lake Mailing and Printing

Invoice

DATE

INVOICE #

6/28/2002

BB10027

**BILL TO** 

HORIZON CREDIT UNION PAGE BENNETT PO BOX 687 FARMINGTON UT 84025



P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
BB10027	Net 15	DAM	6/21/2002			
QUANTITY	ITEM CODE		DESCRIPTI	ON	PRICE EACH	AMOUNT
	•	ROB BISHOP	POSTCARD			
1 <b>2,184</b> 12.184	CASS & PAVE INK	CASS & PAVE INK JET ADDRESS, SORT, WRAP, DELIVER TO POST OFFICE.		0.0065 0.0195	79.20 237.59	
1 <b>2,184</b> 1 <b>2,184</b>	M/S POSTAGE	MAILING SERVICE POSTAGE USED Out-of-state sale, exempt from sales tax		0.01 0 15603 ·	121.84 1,901 08 0.00	

**Total** 

\$2,339.71

Payments/Credits

\$-1,901.08

**Balance Due** 

\$438.63

#### **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

#### **Invoice**

DATE	INVOICE #
6/30/2002	4026

BILL TO	
Horizon Credit Union	
P.O. Box 687	
225 South 200 West	
Farmington UT 84025	

**PROJECT** P.O. NO. **TERMS** Printing

	QUANTITY	DESCRIPTION	RATE	AMOUNT
	12,184	Rob Bishop Cards Utah Sales Tax	0.0529 6 60%	644.53T 42.54
Ų.		Utah Sales Tax	0 00%	42.54
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1				
				!
			Total	\$687:07



#### Invoice

DATE

INVOICE #

7/2/2002

BB10030

**BILL TO** 

BOX ELDER COUNTY CREDIT UNION PO BOX 624 BRIGHAM CITY. UT 84302

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
BB10030	Due on receipt	ВВ	6/20/2002			
QUANTITY	ITEM CODE		DESCRIPTION	ON	PRICE EACH	AMOUNT
		ROB BISHOP	POSTCARD			
·	CASS & PAVE INK	CASS & PAVE INK JET ADDRESS. SORT. WRAP. DELIVER TO POST OFFICE		0.0065 0 0195	<b>56.39</b> 169.18	
•	M/S POSTAGE	MAILING SE POSTAGE US SALES TAX			0.01 0 14943 6.60%	86.76 1.296 45 0.00

**Total** 

\$1,608.78

Payments/Credits

\$0.00

**Balance Due** 

\$1,608.78

#### **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

#### **Invoice**

DATE	INVOICE#
6/30/2002	4034

BILL TO	•
Box Elder County Credit Union	
O Box 624	
0 E 700 South	
Brigham City UT 84302	

P.O. NO.	TERMS	PROJECT			
Printing	ı'				

	Print	ing	
QUANTITY  8,676 Rob Bishop Cards	DESCRIPTION	RATE	AMOUNT
8,676 Rob Bishop Cards			0.0529 458.90
		,	
		!	
•	1	1	
		Total	

Jun-1(



#### Postage Invoice

INVOICE # BB10031-POS

DATE 06/13/02

BILL TO:

**USU Community Credit Union** 

PO Box 446 Logan UT 84329

Phone: 435-753-4080 Fax: 435-753-4496 SHIP TO:

**Dennis Child** 

P.O. NUMBER

TERMS
Due on receipt

REP Bert SHIP 06/13/02 VIA

F.O.B.

PROJECT

Get Out The Vote Postcard 4 -versions

QUANTITY

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april

ŧņ

ITEM CODE

DESCRIPTION
Get Out the Vote Postcard y 4
Pre-Payment Estimated Postage

PRICE EACH

AMOUNT

29,872

Standard Mali Salso Tax \$0.162 5.60% \$4,823.64 \$0.00

**Total** 

THRIMA

#### **CU-Serve**

1805 S. Redwood Road Salt Lake City, UT 84104

#### **Invoice**

DATE	INVOICE #
6/30/2002	4033

BILL TO	
USU Community Credit Union	
P O BOX 446	
Logan, Utah 84323	

P.O. NO.	TERMS	PROJECT
Printing	'	

<b>*</b> ¶			
QUANTITY	DESCRIPTION	RATE	AMOUNT
QUANTITY 29,8	72 Rob Bishop Cards Utah Sales Tax		0.0529 1,580.23T 6.60% 104.30
		Total	\$1,684.53

Si

#### Salt Lake Mailing and Printing

Salt Lake—Mailing APrinting

#### Invoice

DATE

**INVOICE**#

7/2/2002

BB10031

**BILL TO** 

USU COMMUNITY CREDIT UNION 695 E 1000 NO PO BOX 446 LOGAN, UT 84323-0446

	P.O NUMBER	TERMS	REP	SHIP	VIA	F.O.B	PROJECT
BB10031		Due on receipt	ВВ	6/14/2002		•	
	QUANTITY	ITEM CODE		DESCRIPTIO	N	PRICE EACH	AMOUNT
			ROB BISHOP	POSTCARD			
	29,872	CASS & PAVE	CASS & PAV	E		0.0065	194.17
	29.872 INK INK JET ADDRESS, SORT, WRAP, DELIVER TO POST OFFICE.		AP. DELIVER TO	0 0195	582 50		
	29,872	M/S	MAILING SE	RVICE		v.01	298.72
	29,872	POSTAGE	POSTAGE US	SED		0.15143	4,523.64
			SALES TAX			6 60%	0.00

**Total** \$5,599.03

Payments/Credits

Balance Due \$4,793.63

\$-805.40

#### ATTACHMENT 3

Mailer Information	and Email Address If Any	(801)-974-7600	Mailing Agent (If other than permit holder)	( )	Organization for Whi other than permit hol	ch Mailing Is Prepared (If Ider)
	SALT LAKE MAILING & PRINT	ring	İ		Tooele Federal C	redit Union
	1841 S PIONEER RD				562 N Main St.	
nf	SALT LAKE CITY UT 84104				Tooele UT 84074	
1			ł			
ë	CAPS Cust. Ref. ID		ļ			
_	Dun & Bradstreet No		Dun & Bradstreet No		Dun & Bradstreet No	81590
ON Info.	Post Office of Mailing	Processing Category (DMM C050)	Mailing Date	Federal Agency Cost Code	Statement Seq. No.	Number of Containers
	Main Office		06/17/02		CREDIT	1' MM Trays 2' MM Trays
	Permit No	Flats	Weight of a Single Piece		Total Pieces	2' EMM Trays 9
	571	Automation Flats (DMM C820)		pounds	2,605	Sacks Pallets
n .	For Mail Enclosed Within Another Cla		If Sacked, Based on		Total Weight	Other
o z	Penodicals Matter	Mail Dest	125 Pcs 15 Lbs	Both		
i prof	For Automation Letters and F	Flats		Total From Part	A (On reverse)	339.005
	For Presorted Letters and Fla	ats	Total From Part		B (On reverse)	6.422
	I	(ECR) Pieces Sequencing	Date: 06/17/02	Total From Part	C (On reverse)	50.141
Computation	For All Other Pieces			Total From Part	D (On reverse)	
	Postmaster Report total postage in AIC 130		Total	Postage (Add line	es above) -	395.57
Postade	EorUSRS:USCIONIY 7Addition0120	stago Proment (Strie resson):				
g	Posiniasion Report for beautiful and a second secon	गर्वाधि (स्वाधिक स्व	Stage (Add addillo	লিটাতা ভাষাহত (নিল	iogalgia =>	
Certification	to appeals prescribed by post on this mailing. (If this form is authorized to sign this statem that both the mailer and the all informathat this mailing meets all app those for completion of PS Fo presented qualifies for the rate any hazardous materials prohibiting material information requires	ufies that he or she will be liable tal laws and regulations, any revisioned by an agent, the agent client, that the certification binds the gent will be liable for and agree ation furnished on this form is actionable CASS/MASS standards form 3553 and address and barcoes of postage claimed; and that is libited by postal regulations.  If umishes false or misleading infuested on the form may be subjected and/or civil sanctions (included)	renue deficiencies assessertifies that he or she is he agent and the mailer, to pay any deficiencies. It curate, truthful, and committed by the mailing but not limited by the mailing does not conformation on this form of ect to criminal sanctions	sed only): I denote the control of t	ertify that any letters enclosed in the properties facing identiand meet automatis in DMM C810.  Codes (Presorted Codes appearing of the Deen verified at the properties and the Deen verified at the codes appearing of	pieces described above tification mark (FIM) and on compatibility rates only): I certify that in the pieces described and corrected where is of the date of this

Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred.)

Comments

32\_061302

Name and Address of

Credit\_Union\_Tooele\_BB100

Telephone

civil penalties).

United States Postal Service

Permit Holder's Name and Address, Telephone

**Permit Imprint** 

Postage Statement — Standard Mail Letters and Flats

For pieces subject to the residual shape surcharge, use Form 3602-RS

Post Office: Note Mail Arrival Time

Telephone (801)-974-7600

Name and Address of Individual or

CERTIE's that this mailing has been inspected concerning. (1) eligibility for postage rate claimed: (2) proper preparation of postage statement; and (4) payment of required annual least.

Verifying Employee's Name

### stal Service otatement — Standard Mail Letters and Flats Comments: Credit\_Union\_Tooele\_BB100 32\_061302

Rosko	ffice	lote N	ailiAr	íváli	ime
				Y	٠
J		F-1 F-5-			<b>*************************************</b>

	. Alt imprint						医线管 医二苯基	<b>经验的证据</b>
/F	or pieces subject to the residual sha	pe surcharge, use	Form 3602-F	RS		· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
_	Permit Holder's Name and Address, and Email Address if Any  SALT LAKE MAILING & PRINT 1841 S PIONEER RD.  SALT LAKE CITY UT 84104  CAPS Cust Ref ID	Telephone (801)-974-7600		Name and Address of Mailing Agent (If other than permit holder)	Telep	hone	Name and Address of Organization for Who other than permit ho	ch Mailing Is Prepared (if
;	SALT LAKE MAILING & PRINT	ING		]			•	•
	E SALT LAKE MAILING & PAIN	ING					Tooele Federal C	reak Union
	1841 S PIONEER RD.						562 N Main St.	
]	SALT LAKE CITY UT 84104			1201-30	~		Tooele UT 84074	
:	<b>5</b>			BB1003'	2			
=	CAPS Cust Ref ID							
3	Dun & Bradstreet No			Dun & Bradstreet No			Dun & Bradstreet No	81590
-	Post Office of Mailing	Processing Categor	V (DMM C050)		Fede	ral Agency Cost Code		Number of Containers
, ži (	•   • • • • • • • • • • • • • • • • • •	∠ Letters	, , , , , , , , , , , , , , , , , , , ,	06/ <del>13/</del> 02		<b>,</b>	CREDIT	1' MM Travs
12	Main Office	Flats		Weight of a Single Plea			Total Pieces	2' MM Trays
440	Permit No.	Automation Flat	- (DI/I/ C820)	Treignicor & onligio Frior	~			2' EMM Trays 10 Sacks
Q.	571 For Mail Enclosed Within Another Cla		S (DIMM COZU)			pounds	3,091	Pallets
4		Library LM	edia Parce	If Sacked, Based on			Total Weight	Other
kj	Penodicals Matter	Mell UM	at Post	125 PCS 15 L	DS   Bo	th	L	
	For Automation Letters and F	iats				Total From Part	A (On reverse)	395.080
[발 집	For Presorted Letters and Fla	ats				Total From Part	B (On reverse)	4.620
	For Enhanced Carrier Route	(ECR) Pieces	Sequencing	Date: 06/13/02		Total From Part	C (On reverse)	66.766
	For All Other Pieces Total From Part D (On reverse)							
	Postmaster Report total postage in AIC 130.			· Tota	al Pos	stage (Add line	es above) ->	466 47
.,	Forus PS Use Only Additional Pro	atin Famon 180	Urangoo .					
900	233 maga: F0001.05a 20056 6330 m AS (80	गेलहा <i>स</i> बी	হাতিৰ চিত	প্রতিত (ধ্বাহ ভার	 विकासको ;	ু . চিত্তা তা নতুষ্ঠাত	্র জিল্প্রন্থিতির ≠>	
Certification	The signature of a mailer certifies that he or she will be liable for and agrees to pay, subject to appeals prescribed by postal laws and regulations, any revenue deficiencies assessed on this mailing. (If this form is signed by an agent, the agent certifies that he or she is authorized to sign this statement, that the certification binds the agent and the mailer, and—that both the mailer and the agent will be liable for and agree to pay any deficiencies.)  I hereby certify that all information furnished on this form is accurate, truthful, and complete; that this mailing meets all applicable CASS/MASS standards including but not limited to those for completion of PS Form 3553 and address and barcode accuracy; that the material presented qualifies for the rates of postage claimed; and that this mailing does not contain any hazardous materials prohibited by postal regulations.  I understand that anyone who furnishes false or misleading information on this form or who omits material information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including multiple damages and civil penalties).							
	Signature of Permit Holder or Agent (B	oth principal and ago	ent are liable fo	r any postage deficiency	y incurred.	Doble	_ !	Telephone (801)-974-7600
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#### ATTACHMENT 4

#### Phone script for Thus

ly, June 20 calls to answering mach

Hello, this is (name) (title) calling from (credit union). In the primary election campaign for First District Congress there are a number of reasons to vote for Rob Bishop. One of the most important reasons is that Rob is a credit union member and has a proven record of fighting to protect your credit unions interest. As your congressman, Rob will continue to protect your credit union. (Rob's opponent is a bank board chairman and has a record of working for the banks at the expense of credit unions.)

I encourage you to vote for Rob Bishop in next Tuesday's primary election.

Thank you for your time and please vote next Tuesday, and vote for Rob Bishop.

Let me know what you think of this script.

Hello, my name is Trina. I am calling with an urgent message from (credit union name.) As you know, the primary election is tomorrow. In the Republican race for congress, one candidate has a proven record of supporting and protecting credit unions. That candidate is Rob Bishop. You may have heard that recent public opinion poils show that Rob is The recent public opinion public opin behind in this race. The simple fact is that there will be a very low turnout of voters in the primary election.

That is why your vote is critical.

Rob Bishop can win this election, but only if you make sure you vote tomorrow. I urge you to be sure and vote tomorrow and vote for Rob Bishop -- the one candidate who will fight to protect your credit union.

#### ATTACHMENT 5

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09/23/03 TUE 13 30 FAX

Your Account.

Print this invoice.

Or, log in to view account information.



#### **Invoice**

Weblink Services 595 South Main St. Layton, UT 84041

Date	Invoice #
06/25/2002	104

Bill To

Mountain America Credit Un. Lynn Dye 10670 So. 1300 East Sandy, UT 84094

Vote-calle

P.O. No.	Terms	Project
	Net 7 days	

Quantity	Description	Rate	Amount
5,518	Messaging GOTV 6/24	0.11	606.98
1	Recording, Reporting, List Mgmt.	25.00	25.00

It's been a pleasure working with you!

	Total	\$631.98
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Your Account

Print this invoice.

Or, log in to view account information

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Weblink Services

595 South Main St. Layton, UT 84041

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Date	Invoice #
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#### ATTACHMENT 6



## Gredit Union VIOLETTE

Published for the benefit

mon Credit Union Members

**SUMMER 2002** 

## Credit Union Champions

For the past 22 years Congressman Jim Hansen has represented Utah's First Congressional District. He has served with distinction, with effectiveness and has always been a friend and supporter of credit unions. Now that Congressman Hansen has decided to retire, we want to thank him for his service and wish him the very best in whatever activities he now chooses to pursue

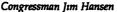
The question now becomes, who will take the place of Jim Hansen in Congress? The Governmental Affairs committee of the Utah League of Credit Unions has interviewed all four major party candidates vying for the 1st district. The committee chose to take no action in the Democratic primary. However, in the Republican primary the choice was clear—not only on issues pertaining to credit unions, but on issues that affect the lives of all of the citizens of Utah's First District.

We are pleased to support and recommend that your vote in the June 25 Republican primary be cast for Rob Bishop.

Rob Bishop was born and raised in Kaysville and has lived in Brigham City since 1974. He has been a teacher at Box Elder High School for over 20 years, where he presently serves as the Chair of the History Department. He served in the Utah House of Representatives for 16 years and was Speaker of the House his last two years

The differences between Mr Bishop and Mr. Garn—especially on issues affecting credit unions—are vast







Rob Bishop

Rob Bishop is a teacher and a credit union member. Kevin Garn is a businessman and chairman of a bank board of directors.

Rob Bishop represented consumer and credit union issues to the legislature; Kevin Garn effectively represented the banking industry.

In short, Rob Bishop is one of us. As your congressman, he will work to make sure your credit union remains strong, accessible, and able to continue to serve you and meet your needs.

Rob Bishop also wants to strengthen our military, reduce the tax burden on Utah families, improve the education system for our children, and provide job opportunities for all our people.

In the primary election you will see two contrasting campaign styles. Kevin Garn, who is spending hundreds of thousands of dollars on television and radio ads, billboards, and other forms of campaign advertising. Rob Bishop, on the other hand, is out walking neighborhoods, meeting voters like you. We ask you to look beyond the advertising to what the candidates stand for and who will best represent you in Congress.

Your credit union needs you to vote in the primary election on June 25, and to cast your vote for Rob Bishop. ●

CREDIT
UNIONS

Where people are worth more than money " Vote Rob Bishop on June 25th

#### **People and Politics**

We encourage you as credit union members to vote on June 25th and support candidates that support your credit union. The people running for office this year may well decide the future of credit unions If you have any questions about voting please contact your Local County Clerk

If you are planning on voting in the Republican Party primary, you must be registered as a Republican If your current registration status lists you as unaffiliated, you may switch

to Republican at the polling station on Election Day. If you are planning on voting in the Democratic Party primary you need not be listed as a Democrat

Your credit union encourages you to vote for consumer friendly candidates in this year's primary elections for the state legislature. The following candidates have proven records of service on behalf of consumers. ●



Brent Parker
Republican District 5
Representative Parker is running for a second term for the State House of Representatives His district includes the Southern Cache Valley.



Paul Ray
Republican District 13
Representative Ray is
running for a second
term for the State House
of Representatives. His
district includes West
Point, Sunset, Syracuse,
and Clinton in Northern
Davis County.



David Litvack

Democrat District 26

Representative Litvack is running for a second term for the State House of Representatives. His district includes west side/central city sections of Salt Lake City.



Calvin Bird
Republican District 65
Calvin Bird is running for his first term in the State House of Representatives. The district includes Spanish Fork, Mapleton, and Springville.

#### **Credit Unions: Safer Than Ever**

Credit unions are safer and sounder than ever.

Credit union capital is near an all-time high Capital—reserves plus undivided earnings—is the safety cushion that protects against loss. It allows credit unions to survive recessions or turbulent financial markets. The movement-wide net capital-to-asset ratio remains close to 11.5%, according to the Credit Union National Association in Washington, D.C.

Credit unions experienced strong loan-growth last year while loan losses remain low. Credit union loan portfolios typically are more stable than those of other lenders because credit unions generally make loans to their consumer-members rather than to potentially riskier commercial borrowers.

Credit unions' strength means a strong National Credit Union Share Insurance Fund (NCUSIF)- the federal deposit insurance fund that guarantees the safety of member savings. In fact, NCUSIF is on a winning streak as well There were no insurance losses during the past two years.



Your Swings Federally Insured to \$100,000

NCUA

Indicate Craft Date Administration to U.S Superiness Agency

All credit unions are strong because you, our member-owners, are in control. You demand good member service. For the 17th consecutive time, consumers responding to the American Banker newspaper's consumer satisfaction poll say they're most satisfied with credit unions.

You demand favorable rates and fees. Credit unions remain the low-cost, high-

return providers of products and services

It's member leadership that makes our credit union and other credit unions so successful. Thanks for another great year. And here's to many more. ●

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#### Consumer Ire Growing Over Increase Size, Number of Bank Fees

Who could blame average bank customers today if they feel nickeled and dimed — and dollared — by their bank?

There is a fee when an account drops below its minimum

balance, a \$20-plus fee for bouncing a check, fees for overdraft protection and, at some banks, a fee for using a debit card to get cash back at the grocery

Bank fees have gone through the roof, and that's put many consumers in a snit.

Banks say they have no choice. Nonbank competitors have been chewing away at

their traditional money-making products -- loans -- and they need to make up the revenue.

For decades, bank fees have been growing in number and size because of their growing importance to the bottom line: Fee income represented 43 percent of net operating revenue at the nation's banks in 2000, more than twice the 18 percent it represented in 1976, according to the Federal Deposit Insurance Corp.

In 2001, fee income at commercial banks totaled \$157.2 billion

Although they are the subject of a significant amount of attention — and outrage — only about 17 percent of the fees come from service charges to deposit accounts, with the bulk coming from credit cards and corporate services.

Much of the discontent comes from customers who suddenly must pay fees for services that used to be free.

Banks do a dance with consumers to determine how much they can charge without losing profitable customers. But sometimes the motivation is more complex: Often, the fees are charged to customers who are deemed unprofitable or expendable. Sometimes they are imposed strategically, to encourage customers to behave in ways that benefit the bank, such as using ATMs instead of tellers. •

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The Salt Lake Tribune, Tuesday, May 21, 2002 By Melissa Allison

#### **Credit Union Members Enjoy Low Fees**

Bank Rank Monitor reports that bank lawyers are turning up in courtrooms a lot these days, "as consumers fight bank transaction fees through class-action lawsuits"

Credit union member have a much more effective way of influencing fees and other charges—as member-owners, you keep fees down simply by using credit union services. The more services you use, the more cost effective all services become. And credit union fees are low to begin with, because credit unions are not-for-profit cooperatives that return income to members in the form of lower fees and loan rates and higher savings rates.

Just how bad is it getting? Here are some examples:

- The Florida Public Interest Research Group estimates it could cost nonbank customers at one institution as much as \$14 to \$25 just to cash a government check or a private check drawn on another institution.
- Nationally, more than 12 million people without checking accounts are using check-cashing stores instead, to the tune of an average \$162 a year per person, according to a U.S. Public Interest Research Group (U.S. PIRG) study

• Bounced check fees drew a lawsuit for Wells Fargo Bank, based in California. Say a customer has \$95 in a checking account, but writes checks for \$30, \$25, \$20 and \$100 for a total of \$175. Bank Rate Monitor reports, "A bank that pays the smallest check first would clear the first three checks before bouncing the fourth and largest check. The customer would pay one bounced-check fee. But a bank that pays the largest check first would charge the customer fees for four bounced checks."



You and other consumers can keep fees manageable by using your accounts appropriately and by using credit union services. Call your credit union about service-packages that reduce our low fees even more. You're the reason we're here, and we can help you hold the line on fees. •

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## Credit Unions "the choice of utah families"

1805 South Redwood Rd. / P.O. Box 27277 / Salt Lake City, UT 84127

PRST STD US POSTAGE PAID Permit 571 SLC, UT



## Advocate

#### Brought to you as a cooperative service by Utah's Credit Unions

Published for the benefit of Utah's 1.2 million Credit Union Members

#### Inside This Issue...

Vote Rob Bishop on the 25th.

Candidates in the Spotlight

Credit Unions Safer Than Ever

Consumer Ire Growing Over Increased Size, Number of Bank Fees

Credit Union Members Enjoy Low Fees



#### ATTACHMENT 7



#### **Invoice**

DATE

**INVOICE**#

7/2/2002

BB10016

**BILL TO** 

MOUNTAIN AMERICA CREDIT UNION PO BOX 45001 **SALT LAKE CITY, UT 84145-0001** 

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Payments/Credits

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**Balance Due** 

\$2,717.55

Salt Lake

#### Invoice

DATE

**INVOICE**#

7/2/2002

BB10037

**BILL TO** 

**GOLDEN WEST CREDIT UNION** PO BOX 1111 **OGDEN, UT 84402** 

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
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**Total** \$556.34

Payments/Credits \$0.00

**Balance Due** \$556.34



Invoice

DATE

**INVOICE** #

7/2/2002

BB10022

**BILL TO** 

TOOELE FEDERAL CREDIT UNION PO BOX 720 TOOELE, UT 84074-0720

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
4154	Due on receipt	ВВ	7/2/2002		'	
QUANTITY	ITEM CODE		DESCRIPTION	ON	PRICE EACH	AMOUNT
		THE ADVOCA	ATE NEWSLETTE	R - JUNE 2002		
18,709	CASS & PAVE	CASS & PAVI	E		0.0018	33.68
18,709	INK	INK JET ADD POST OFFICE	RESS. SORT, WRA	AP, DELIVER TO	0.0172	321.79
18,709	M/S	MAILING SEI	RVICE		0.006	112.25
18,709	POSTAGE	POSTAGE US	ED		0.151	2,825.06
•		SALES TAX			6.60%	0.00

Total

\$3,292.78

Payments/Credits

\$-3,019.05

**Balance Due** 

\$273.73



#### Tooele Federal Credit Union

562 N. Main P.O. Box 720 Tooele, UT 84074

#### Purchase Order

DATE	P.O. NO		
6/17/2002	4154		

VENDOR			SHIP	SHIP TO			
Salt Lake Mailing & Printing 1841 S Pioneer Road Salt Lake City, UT 84104			562 N N	Tooele Federal Credit Union 562 N Main Tooele, UT 84074			
	TERMS	DUE DATE	 - -	ORDERED	· · · · · · · · · · · · · · · · · · ·	DEPARTMENT	
	Due on Receipt	6/17/2002	-	Kon Hoy	t	Marketing	
VENDOR INVOICE				APPROVE	ВУ	DATE	
BB10022-POS			,		Sau!	6/17/02	
DESCRIPTION	0	TY	RATE	BRANCH	ACCOUNT	AMOUNT	
stage costs for Advecate Newsletter stage costs for Get Out the Vote Postcard			2.806.35 1.865.88		3	2.806.35 1,865.88	

We have purchased 18,709 Advocate Newsletters from the Utah League of Credit Unions and authorize Salt Lake Mailing & Printing to mail these newsletters on our behalf.

Jett Skay CFO
Tooele Federal Credit Union

FAID IN FULL Applied to Bislop Additions - Applied to Additions - Applied to Bislop Addition - Appli

Total

\$4.672.23

Federal Tax Exempt



#### Invoice

DATE

**INVOICE**#

7/2/2002

BB10040

**BILL TO** 

DESERET FIRST CREDIT UNION 147 N SECOND WEST PO BOX 45046 SALT LAKE CITY UT 84145

P.O. NUMBER	TERMS	REP	SHIP	VIA	F.O.B.	PROJECT
BB10040	Due on receipt	BB	7/2/2002		•	,
QUANTITY	ITEM CODE		DESCRIPTI	ON	PRICE EACH	AMOUNT
		THE ADVOCAT	E NEWSLETTE	R - JUNE 2002		
3,110 3,110	CASS & PAVE INK	CASS & PAVE INK JET ADDRI POST OFFICE	ess, sort. wr	AP, DELIVER TO	0.0018 0.0172	5.60 53 49
3,11 <b>0</b> 3,110	M/S POSTAGE	MAILING SERV POSTAGE USEI SALES TAX			0.006 0 151 6.60%	18.66 469.61 0.00

Total

\$547.36

Payments/Credits

**\$-466.50** 

**Balance Due** 

\$80.86



#### Postage Invoice

INVOICE # BB10040-POS

**DATE** 06/14/02

**BILL TO:** 

Deseret First Credit Union 147 North 200 West Salt Lake City UT 84103 Phone: 801-535-0586 Fax: 801-530-0979 SHIP TO:

James MacPherson

P.O. NUMBER

TERMS
Due on receipt

REP Bert

SHIP 06/14/02 VIA

F.O.B.

PROJECT

The Advocate Newsletter June 2002

QUANTITY

ITEM CODE

DESCRIPTION
The Advocate Newsletter June 2002
Pre-Payment Estimated Postage

PRICE EACH

**AMOUNT** 

3,110

Standard Mail Sales Tax

\$0.150 6.60% \$466.50 \$0.00

From

940280

Total '

\$466.50

#### ATTACHMENT 8

Q43.	What is your approximate age?	
1 2 3 4 5 6	35 – 44	9 12 21 17 16 24
7 8	Don't know Refused	1
Q44.	What is the last grade of school you completed?	
1 2 3 4 5 6 7 8	Grade school or less Some high school Graduated high school Vocational / Technical school Some College / 2 years or less Some College / more than 2 years Graduated College Post-graduate Degree	1 2 17 2 22 13 32 10.
9 10	Don't know Refused	1
Q45.	Which of the following income groups includes your TOTA before taxes? Just stop me when I read the right category.	L FAMILY INCOME last year,
1 2 3 4 5 6 7 8	Under \$10,000 \$10,000-\$20,000 \$20,000-\$30,000 \$30,000-\$40,000 \$40,000-\$50,000 \$50,000-\$75,000 \$75,000-\$100,000 \$100,000 and over	1 3 12 10 14 23 16
9 10	Don't know Refused	1 9
Q46.	Sex (BY OBSERVATION)	
1 2	Male Female	50 50

# Utah CD 1

# Interviews with 400 Likely Republican Primary Voters

Conducted June 5-6, 2002



516 C Street, NE Washington, DC 20002 (o) 202 546-8990 (f) 202 546-8991

### Voter / Consumer Research Utah 1 Topline Results June, 2002

com fema	o, I am, from Voter / Consumer Research We're a repany doing a public opinion survey in your area. I need to spale) available now, who is 18 years of age or older. This persaddress.	eak with the youngest (male /
Q1	Are you registered as a Republican, a Democrat, are you re or are you not registered with any party?	egistered with some other party,
1 2 3	Registered as a Republican (Continue) Registered as a Democrat (Terminate) Some other party (Terminate)	74
4 5 6	No party registration (Continue)  Don't know (Terminate)  Refused (Terminate)	26
Q2	(IF NO PARTY) Under a new law, in order to vote in a party declare a party preference for the primary they want to vote not declare a party preference in order to vote in the upcon	in. Will you or will you probably
1 2	Will declare party Will not declare party (Thank and Terminate)	100
3 <i>₄</i>	Don't know (Thank and Terminate) Refused (Thank and Terminate)	•
Q3	In the upcoming primary elections to be held June 25th, whe participating in the Republican primaries, would you say BOTTOM TO TOP,	
1 2 3 4 5	You are almost certain to participate (CONTINUE) you will probably participate (CONTINUE) the chances are 50 /50 that you'll participate (CONTINUE) you probably won't participate (TERMINATE) you definitely won't participate (TERMINATE)  Don't know (TERMINATE)	57 27 16
7 Q4.	Refused (TERMINATE)  Do you believe things in your part of Utah are going in the off on the wrong track?	right direction or have they gotten
1 2	Right direction Wrong track	65 22
3	Don't know Refused	13 1

Here are the names of some people and organizations who have been in the news. For each one please tell me whether you have a very favorable, somewhat favorable, somewhat unfavorable or very unfavorable opinion. If you're not aware of them, just let me know. Here is the first one. (RANDOMIZE)

		Very favorable	Somewhat favorable	Somewhat unfavorable	Very unfavorable	Aware / No opinion	Not aware	Refused
Q5.	Rob Bishop	12	19	5	2	18	45	•
Q6	Kevin Garn	15	37	4	3	20	21	•
Q7.	Credit Unions	59	25	2	3	8	3	-
Q8.	Banks	14	42	16	5	7	15	1
Q9.	Mike Leavitt	43	35	7	7	3	6	•
Q10.	Rocky Anderson	7	17	23	47	3	3	•

Q11. Do you strongly approve, somewhat approve, somewhat disapprove or strongly disapprove of the job done by the state legislature in Utah?

1	Strongly approve	9
2	<b>▼ *</b>	63
	Somewhat disapprove	18
	Strongly disapprove	6
5	Don't know	3
F	Echised	•

Q12. And in the upcoming primary elections for Congress, if they were held today who are you planning to vote for between (ROTATE) Rob Bishop and Kevin Garn? (IF UNDECIDED ASK:) And who do you lean towards at this time? (REPEAT NAMES IF NECESSARY:)

	•		
1	Rob Bishop		16
2	Lean Bishop		3
3	Kevin Gam		42
4	Lean Gam	•	11
5	Don't know		28
_			4
Æ	Refused		1

Q13. In deciding how you will vote in this primary, which ONE of the following list of issues is most important to you? (RANDOMIZE)

1	Jobs and the economy	20
2	Taxes	14
3	Health care costs	8
4	Social Security	2
5	Welfare reform	1
6	National defense	11
7	Medicare	3
8	Education	26
9	Agriculture	3
10	Moral issues	9
11	Other (VOL)	1
12	None (VOL)	•
13	Don't know	3
14	Refused	-

Q14.	And of this same list, which is your second choice?(RANDOMIZE REMAINING ITEMS)		
1	Jobs and the economy	17	
2	Taxes	12	
3	Health care costs	12	
4	Social Security	9	
5	Welfare reform	4	
6	National defense	16	
7	Medicare	4	
8	Education	14	
9	Agriculture	3	
10	Moral issues	9	
11	Other (VOL)	-	
12	None (VOL)	•	
13	Don't know	1	
14	Refused	-	

Q15. Here is a description of one of the candidates for Congress, Rob Bishop. He was born and raised in Kaysville and has lived in Brigham City since 1974. He's a University of Utah graduate who teaches at Box Elder High School, where he is currently Chair of the History Department. He represented the Brigham City area in the State Legislature for 16 years, and was Speaker of the House for two years. He wants to get the federal government out of education, cut taxes, and strengthen our military. He's a strong supporter of credit unions over barries. Just based on this description (ROTATE TOP TO BOTTOW, BOTTOW TO TOP) are you very likely to vote for him, somewhat likely, somewhat unlikely or very unlikely to vote for him?

1	Very likely	27
2	Somewhat likely	50
3	Scmewhat unlikely	11
4	Very unlikely	E
5	Don't know	5
6	Refused	1

Q16. (IF ANSWERED :) And of this description what made you say you would be (likely / unlikely) to vote for him? (RECORD UP TO THREE RESPONSES)

		Likely	Unlikely
1	Lived in Kaysville / Brigham City	7	-
2	High School teacher / History Dept chair	17	5
3	State Legislature experience / job performance	9	3
4	Speaker of the House	2	3
5	Federal Government out of education	35	15
6	Strengthen military	22	5
7	Cut taxes	17	1
8	Credit unions over banks	22	20
9	Not familiar with him	•	18
10	Other (VOL)	8	26
11	All of the above (VOL)	11	3
12	Don't know	2	12
13	Refused	•	-

Q17. Another candidate is Kevin Garn. He has lived in Utah all his life, representing the Layton area in the State Legislature for the last 10 years. He has been the state House Majority Leader for the last four years. He started and runs KSG Distributing and KSG properties. He also is Chairman of the Board of First National Bank of Layton. He wants to reduce control of the Federal Government, returning power to the state and local governments. He will work to eliminate the current tax system in favor of a flat income tax, and wants to ensure Utah receives its fair share of education funding. He is a strong supporter of banks over credit unions. Based on this description (ROTATE TOP TO BOTTOM, BOTTOM TO TOP) are you very likely to vote for him, somewhat likely, somewhat unlikely or very unlikely to vote for him?

1	Very likely	17
2	Somewhat likely	39
3	Somewhat unlikely	25
4	Very unlikely	14
5	Don't know	5
6	Refused	•

Q18. (IF ANSWERED :) And of this description what made you say you would be (likely / unlikely) to vote for him? (RECORD UP TO THREE RESPONSES)

		Likely	Unlikely
1	Utah native / Layton	4	1
2	Business experience	7	3
3	Chairman of First National Bank	1	3
4	State Legislature / Experienced / Job performance	14	5
5	Smaller government / Decrease control of Federal Govt	25	6
6	Taxation / Flat tax	38	17
7	Fair share of education funding	28	3
8	Supports banks over credit unions	ς	62
9	Other (VOL)	7	11
10	All of the above (VOL)	-6	3
11	Don't know	3	7
12	Refused	-	1

Here are several descriptions of the candidates running for US Congress. For each one please rate how likely you would be to vote for the candidate taking that position. A zero would mean it is extremely UNlikely you would vote for him, while a ten would mean it is extremely LIKELY you would vote for him. You can use any number between zero and ten of course. (RANDOMIZE)

	,	MEan Rating	Don't kno	Refused
<b>Q</b> 1	<ol> <li>A candidate who favors scrapping the current income tax system in favor of a flat tax</li> </ol>	6.4	5	•
<b>Q2</b>	<ol> <li>Someone who says the federal government is too involved in public education</li> </ol>	6.7	1	•
<b>Q2</b>	Someone who says he will work to cut taxes	7.2	1	-
22	2. Someone who is a bank president	4.0	3	•
22	3. Someone who will work to support credit unions	6.6	2	•

3

Q24 (VERSION A) Thinking about the upcoming elections, if you knew your member of Congress had voted to support credit unions, would you be much more likely to support them, somewhat more likely, somewhat more likely to oppose them or much more likely to oppose them. If it makes no difference to you, just say so.

1	Much more likely to support them	23
2	Somewhat more likely to support them	30
3	Somewhat more likely to oppose them	4
4	Much more likely to oppose them	2
5	No difference (VOL)	39
6	Don't know	1
7	Refused	_

Q25. (VERSION B:) Thinking about the upcoming elections, if you knew your member of Congress had voted to support banks at the expense of credit unions, would you be much more likely to support them, somewhat more likely, somewhat more likely to oppose them or much more likely to oppose them. If it makes no difference to you, just say so.

1	Much more likely to support them	2
2	Somewhat more likely to support them	3
3	Somewhat more likely to oppose them	38
4	Much more likely to oppose them	22
5	No difference (VOL)	33
6	Don't know	2
7	Refused	-

Here are some brief descriptions of the candidates. Please tell me for each of these whether you'd be much more likely to vote for that person, somewhat more likely to vote against that person, or much more likely to vote against that person. If the issue makes no difference to you, just let me know. (RANDOMIZE)

		Much More for	Somewhat more for	Somewhat more against	Much more against	No difference (VOL)	Don't know	Refused
<b>226</b> .	A school teacher	18	39	4	3	35	2	-
<b>Q27</b> .	Is spending hundreds of thousands of dollars of his own money on his election campaign	8	21	16	11	40	4	•
<b>Q28</b> .	Someone who supported most of the increases in spending by the state legislature over the last 5 years	4	16	38	17	16	8	*
<b>Q29</b> .	Has a strong grassroots network of supporters	16	40	3	1	37	3	•
<b>Q30</b> .	Has been endorsed by police and firemen	15	48	1	1	33	1	•
<b>Q31</b> .	Someone who supports cuts in education funding by the state legislature in order to balance the state budget	7	13	28	43	5	4	-
<b>Q32</b> .	Someone who opposed legislation that would have allowed credit union members to use the teller machines of other credit unions, without having to pay a fee	11	16	19	19	29	6	*

<b>Q33</b>	Someone who opposed legislation that would	Much More for	Somewhat more for	Somewhat more against	Much more against	No difference (VOL)	Don't know	Refused
	have allowed credit unions to offer car loans to members at a lower interest rate than banks	11	25	18	22	22	2	1
Q34.	On a different subject, do you belong to a credit	union,	, or not	?				
1 2	Yes No					78 22		
3 4	Don't know Refused					-		
Q35.	In the past have you ever participated in a Repu	ublican	caucu	s mee	ing or	not?	4	
1 2	Have not					42 57		
3 4	Den't know Refused					•		
Q36.	3. And which best describes how frequently you have voted in Republican primaries since you've been registered to vote in Utah?				e			
1	Never A few					5 16		
<b>2</b> 3	Mosi of them					40		
4	All of them					37		
5 6	Don't know Refused					1		
Q37.	237. Of the following four, which type of financial institution do you consider to be your primary financial institution? (PROBE IF NECESSARY:) The institution where you conduct most of your financial business?							
1 2	A bank A credit union					43		
3	A stock brokerage firm					52 3		
4	A check cashing outlet					-		
5	Something else (VOLUNTEERED)					1		
6 7	Don't know Refused					1		
Q38.	In the past membership in credit unions was lir members of a group or a community. Recently have been relaxed (ROTATE)							
1	OR	_				74		
2	Do you believe restrictions on who can join a cre-	dit unio	n shou	ld be ti	ghtene			
3 4	Don't know Refused					12 1		

VCR02105

Q39. In your opinion should credit unions be able to provide the same benefits and services to their members that banks provide to their customers, or should credit unions be more restricted in the services they provide to their members than banks are?

1	Should be the same	85
2	Should be more restricted	8
3	Depends (VOL)	1
4	Don't know	6
5	Refused	•

Q40. Specifically, compared to banks, credit unions face more restrictions in offering business loans to their members or selling stocks, mutual funds or insurance. Do you approve of credit unions facing more restrictions than banks or do you disapprove? (IF NECESSARY: And do you feel strongly about that?)

1	Strongly approve	5
2	Somewhat approve	12
3	Somewhat disapprove	29
4	Strongly disapprove	41
5	Don't know	11
6	Refused	1

Now just a few final questions for statistical purposes...

Q41. In the last general election in which you voted, which answer best describes how you voted for state and local offices such as Governor or Senator? (ROTATE CODES 1 THRU 7, TOP TO BOTTOM / BOTTOM TO TOP)

1	Straight Democratic	•
2	Mostly Democratic	1
3	A few more Democrats than Republicans	1
4	About equally for both parties	9
5	A few more Republicans than Democrats	14
6	Mostly Republican	48
7	Straight Republican	23
8	Other (VOL)	•
9	Never voted (VOL)	2
10	Don't know	1
11	Refused	1

Q42. On political issues, do you consider yourself (ROTATE) a liberal, a moderate or a conservative? (IF CONSERVATIVE.) Would you say you are somewhat conservative or very conservative?

1	Liberal	4
2	Moderate	33
3	Somewhat conservative	32
4	Very conservative	27
5	Don't know	3
6	Refused	1

VCR02105

### TAB B

### Affidavit of Shelley B. Clarke

- 1. My name is Shelley B. Clarke, and I am President and Chief Executive Officer of Goldenwest Credit Union ("Goldenwest") located in Ogden, Utah. I have been President and CEO of Goldenwest for the past three years.
- 2. I am aware of only three Goldenwest employees who canvassed neighborhoods of the First Congressional District during regular work hours in June, 2002. These three individuals were salaried employees and volunteered for the Bishop campaign solely during their lunch hours. These lunch-hour volunteer activities did not prevent them from completing the normal amount of work they usually carry out on a given day.
- 3. I am not aware of any other Goldenwest employee who walked door-to-door and advocated votes for Rob Bishop during regular work hours in June, 2002.
- 4. Goldenwest did not authorize nor compensate any employee to canvass neighborhoods or to encourage the general public to vote for Rob Bishop either during work hours or at any other time in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Shelley B. Clar

**Date** 

Sworn and subscribed to Before me this Wday of

September, 2003.

Notary/P

CHRISTY PIRLET

NOTARY PUBLIC - STATE OF UTAH

5025 SOUTH ADAMS AVE

OGDEN, UT 84403

COMM EXP. 02-19-2007

My Commission expires 2/19/07

# TAB C

#### Affidavit of Trena E. Anderson

- 1. My name is Trena E. Anderson, Assistant Vice-President of Deseret First Credit Union ("Deseret"), located in Salt Lake City, Utah. I have been an Assistant Vice-President of Deseret for ten (10) years.
- 2. I am not aware of any Deseret employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002. I am not aware of any Deseret employee walking door-to-door during regular work hours and advocating votes for Rob Bishop in June, 2002.
- 3. Desert did not authorize any employee to canvass neighborhoods or walk door-to-door during regular work hours in June, 2002.
- 4. Deserte did not compensate any employee to canvass neighborhoods or walk door-to-door during regular work hours or at any other time in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Trena E. Anderson

Date

Sworn and subscribed to Before me this 222-day of September, 2003.

Sulene C. W. Water mery Notary Public NOTARY PUBLIC
STATE OF UTAH
My Commission Expires
January 6, 2004
RULENE A MONTGOMERY
4645 South 2700 West
West Valley City, Utah 84119

My Commission expires 1-6-2004

# TAB D

#### **Affidavit of Dennis Child**

- 1. My name is Dennis Child, and I am President and Chief Executive Officer of USU Community Credit Union ("USU"), located in Logan, Utah. I have been President and CEO of USU for 24 years.
- 2. I am not aware of any USU employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002. I am not aware of any USU employee walking door-to-door during regular work hours and advocating votes for Rob Bishop in June, 2002.
- 3. USU did not authorize any employee to canvass neighborhoods or walk door-to-door during regular work hours in June, 2002.
- 4. USU did not compensate any employee to canvass neighborhoods or walk door-to-door during regular work hours or at any other time in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Dennis Child

9/23/03

Date

Sworn and subscribed to Before me this 23 day of September, 2003

**Notary Public** 

FAITH A NEUHOLD
AUTARY PUBLIC - STATE & UTAH
COS E 1000 M
LOGAN UT 94587
COMM. EXP. 04/27/2005

My Commission expires 4/27/05

# TAB E

#### Affidavit of Steven Christensen

- 1. My name is Steven Christensen, and I am President and Chief Executive Officer of Tooele Federal Credit Union ("Tooele"), located in Tooele, Utah. I have been President and CEO of Tooele for six years.
- 2. I am not aware of any Tooele employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002. I am not aware of any Tooele employee walking door-to-door during regular work hours and advocating votes for Rob Bishop in June, 2002.
- 3. Tooele did not authorize any employee to canvass neighborhoods or walk door-to-door during regular work hours in June, 2002
- 4. Tooele did not compensate any employee to canvass neighborhoods or walk door-to-door during regular work hours or at any other time in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Steven Christensen

Date

Sworn and subscribed to Before me this 24day of

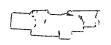
September, 2003.

Notary Public

NOTARY PUBLIC BONNIE JEAN COON 562 North Main Tocele, Utah 84074 My Commission Expires Sept. 08, 2008 State of Utah

My Commission expires <u>09-08-2005</u>

# TAB F



### Affidavit of Randy S. Gailey

- 1. My name is Randy S. Gailey, and I am President and Chief Executive Officer of Horizon Credit Union ("Horizon"), located in Farmington, Utah. I have been President and CEO of Horizon for ten (10) years.
- 2. I am not aware of any Horizon employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002. I am not aware of any Horizon employee walking door-to-door during regular work hours and advocating votes for Rob Bishop, in June, 2002.
- 3. Horizon did not authorize any employee to canvass neighborhoods or walk door-to-door during regular work hours in June, 2002.
- 4. Horizon did not compensate any employee to canvass neighborhoods or walk door-to-door during regular work hours or at any other time in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Randy S. Failey

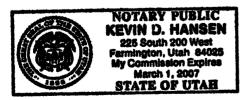
Dept. 33, 3003

Sworn and subscribed to Before me this 23 day of

Jan Dali

September, 2003

My Commission expires 3/1/2007



# TAB G

### Affidavit of Fred Nydegger

- My name is Fred Nydegger, and I am Senior Vice-President for Business Development and Government Affairs of Mountain America Credit Union("Mountain America"), located in Salt Lake City, Utah. I have been Senior Vice-President of Mountain America for three years.
- 2. I am not aware of any Mountain America employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002. I am not aware of any Mountain America employee walking door-to-door during regular work hours to advocate votes for Rob Bishop in June, 2002.
- 3. Mountain America did not authorize any employee to canvass neighborhoods or walk door-to-door during regular work hours to advocate votes for Rob Bishop in June, 2002.
- 4. Mountain America did not compensate any employee to canvass neighborhoods or walk door-to-door during regular work hours, or at any other time, to advocate votes for Rob Bishop in June, 2002, or otherwise.

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records.

Sworn and subscribed to Before me this 23day of September, 2003

Notary Public

**CHARLYN SORENSEN Notary Public** State of Utah nm. Expires Mar 12,2006 660 South 200 East SLC UT 84111

oreuses

TAB H

### **Affidavit of Diona Perry**

- 1 My name is Diona Perry, and I am President and Chief Executive Officer of Box Elder County Credit Union ("Box Elder") located in Brigham City, Utah I have been President of Box Elder for 23 years
- I am not aware of any Box Elder employee canvassing the neighborhoods of the First Congressional District and requesting votes for Rob Bishop during regular work hours in June, 2002 I am not aware of any Box Elder employee walking door-to-door during regular work hours and advocating votes for Rob Bishop in June, 2002
- Box Elder did not authorize any employee to canvass neighborhoods or walk door-todoor during regular work hours in June, 2002
- 4 Box Elder did not compensate any employee to canvass neighborhoods or walk door-todoor during regular work hours or at any other time in June, 2002, or otherwise

Under penalty of perjury and any other penalties possibly applicable under law, I swear that the foregoing statements are true to the best of my knowledge, belief, and recollection, after due investigation of all of my records

Diona Perry

Date

Sworn and subscribed to Before me this 24 day of

September, 2003

Notary Public

LUANN MISKIN

NOTARY PUBLIC • STATE OF UTAH

391 EAST 765 NORTH

BRIGHAM CITY, UTAH 84302

COMM. EXP. JAN. 20, 2007

My Commission expires 1-20-2007